

2009 DRAFTING REQUEST

Bill

Received: **11/04/2008**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Council - LRC 6-0292**

By/Representing: **Laura Rose**

This file may be shown to any legislator: **NO**

Drafter: **tdodge**

May Contact:

Addl. Drafters:

Subject: **Health - social services**

Extra Copies:

Submit via email: **YES**

Requester's email: **laura.rose@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

aging and disability resource centers

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	tdodge 11/26/2008	bkraft 12/10/2008	phenry 12/12/2008	_____	sbasford 12/12/2008		
/1	tdodge 01/19/2010	bkraft 01/19/2010	mduchek 01/19/2010	_____	lparisi 01/19/2010	cduerst 01/20/2010	

FE Sent For:

<END>

↳ Not Needed

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	tdodge			_____			

		/1 bjk/19					

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Identical to LRB:

For: **Legislative Council - LRC 6-0292**

By/Representing: **Don Dyke**

This file may be shown to any legislator: **NO**

Drafter: **tdodge**

May Contact:

Addl. Drafters:

Subject: **Health - social services**

Extra Copies:

Submit via email: **YES**

Requester's email: **don.dyke@legis.wisconsin.gov**

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mel
1/1/9
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By/Representing: Don Dyke

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/P1	tdodge	/P1 bjk 12/10	12/12 ph	12/12 ph			

FE Sent For:

<END>

Aging and Disability Resource Centers

Specific Statutory Change Requested

Modify S.46.283(1)(a)1 as follows . . .

1. Whether to authorize one or more county departments under s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1., 2., or 3. to apply to the department for a contract to operate a resource center and, if so, which to authorize and what client group to serve.

Problem with Current Statute

S. 46.82 permits three types of aging units, one of which is a non-profit. The statute defining ADRCs only allows two types of aging units to be designated as ADRCs and excludes non-profits. We propose aligning these statutes by changing the reference in 46.283(1)(a)1.

Aging Units—Wisconsin Statutes 46.82(1)

(a) "Aging unit" means an aging unit director and necessary personnel, directed by a county or tribal commission on aging and organized as one of the following:

46.82(1)(a)1.

1. An agency of county or tribal government with the primary purpose of administering programs of services for older individuals of the county or tribe.

46.82(1)(a)2.

2. A unit, within a county department under s. 46.215, 46.22 or 46.23, with the primary purpose of administering programs of services for older individuals of the county.

46.82(1)(a)3.

3. A private corporation that is organized under ch. 181 and that is a nonprofit corporation, as defined in s. 181.0103 (17).

Resource Centers—Wisconsin Statutes 46.283(1)

(a) A county board of supervisors and, in a county with a county executive or a county administrator, the county executive or county administrator, may decide all of the following:
46.283(1)(a)1.

1. Whether to authorize one or more county departments under s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1. or 2. to apply to the department for a contract to operate a resource center and, if so, which to authorize and what client group to serve.

Need for Change

The present wording prohibits private non-profit aging units as described in 46.82(1)(a)3. from applying to serve as a resource center even though they are the legally designated county aging unit.

Estimate of Fiscal Impact

None

DHS Contact: Katie Plona
266-3262



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0642/P1

TJD:.....

In: 11/26/08
as time permits

Lbjk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA✓
X-ref✓

1 AN ACT ^{gen.}...; relating to: allowing nonprofit corporations to operate an aging and
2 disability resource center (suggested as remedial legislation by the Department
3 of Health Services). ✓

Analysis by the Legislative Reference Bureau

Currently, an aging and disability resource center provides services to certain
> elderly and disabled individuals including information and referral services related
to long-term care and eligibility screening for the Family Care Program benefit. A
county department or an aging unit that is either an agency of county or tribal ✓
> government or a unit within a county department may apply to the department of
> health services to operate an aging and disability resource center. This bill allows
aging units that are private nonprofit corporations to apply to operate an aging and
disability resource center.

For further information, see the NOTES provided by the Law Revision
Committee of the Joint Legislative Council.

***The people of the state of Wisconsin, represented in senate and assembly, do
enact as follows:***

4 SECTION 1. 46.283 (1) (a) 1. of the statutes is amended to read:
5 46.283 (1) (a) 1. Whether to authorize one or more county departments under
6 s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1. or, 2., or 3.

- 1 to apply to the department for a contract to operate a resource center and, if so, which
- 2 to authorize and what client group to serve.✓

History: 1999 a. 9; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 254, 264, 386, 388; 2007 a. 20 ss. 969, 971 to 973, 976, 978 to 991.

3 (END)

Dodge, Tamara

From: Rose, Laura
Sent: Monday, January 18, 2010 11:57 AM
To: Dodge, Tamara
Subject: DHS bill drafts for introduction by Law Revision Committee

Attachments: SECTION Notes lrb 642.doc; SECTION Notes LRB 643.doc

Hi, Tami,

I'm attaching SECTION notes for the bill drafts that you drafted for DHS. These were approved for introduction by the Law Revision Committee. Please draft these as Senate bills and include the SECTION notes. Please give me a call with any questions or concerns.

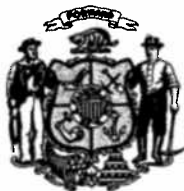
Thank you very much!

Laura



SECTION Notes lrb 642.doc (24 ...
SECTION Notes LRB 643.doc (24 ...

Laura D. Rose, Deputy Director
Wisconsin Legislative Council
One East Main Street, Suite 401
PO Box 2536
Madison, WI 53701-2536
tel: 608.266.9791
fax: 608.266.3830
laura.rose@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0642/P1

TJD:bjk:ph

stays

In: 1/19/10

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

RmR

SA

Inserts

regen.

- 1 AN ACT *to amend* 46.283 (1) (a) 1. of the statutes; **relating to:** allowing nonprofit
2 corporations to operate an aging and disability resource center (suggested as
3 remedial legislation by the Department of Health Services).

Analysis by the Legislative Reference Bureau

> Currently, an aging and disability resource center provides services to certain elderly and disabled individuals, including information and referral services related to long-term care and eligibility screening for the Family Care Program benefit. A county department or an aging unit that is either an agency of county or tribal government or a unit within a county department may apply to the Department of Health Services to operate an aging and disability resource center. This bill allows aging units that are private nonprofit corporations to apply to operate an aging and disability resource center.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

INS 1-4

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 SECTION 1. 46.283 (1) (a) 1. of the statutes is amended to read:
5 46.283 (1) (a) 1. Whether to authorize one or more county departments under
6 s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1. or, 2., or 3.

1 to apply to the department for a contract to operate a resource center and, if so, which
2 to authorize and what client group to serve.

Ins 2-3
8

(END)

LRB-0642/lins
TJD:.....

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Health Services and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

2 (END)

Insert 2-3 (not in computer)

LRB-0642/1

ins

TJD:bjk

Please use
note: std
component

SECTION Notes: LRB 642/P1

46082

§ statso, ^

Under current law, s. 48.62 allows a private, nonprofit corporation to be one of the three types of entities to be an aging unit. Section 46.283(1)(a)1. allows counties to authorize county departments or government-operated aging units to apply to be an aging and disability resource center under the family care program. This SECTION amends 46.283(1)(a)1. to permit a county to authorize an aging unit that is a private, nonprofit corporation to be an aging and disability resource center.

Please
lower case
"ECTION."

(End Ins 2-3)

Please
check
spacing

Duerst, Christina

From: Rose, Laura
Sent: Wednesday, January 20, 2010 8:27 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-0642/1 Topic: aging and disability resource centers

Please Jacket LRB 09-0642/1 for the SENATE.